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## UNITED STATES PATENT AND TRADEMARK OFFICE

FEB 17 2006

APPLICANT(S)	Michael L. Needham	CONFIRMATION NO.:
APPLN. NO.:	10/027,488	EXAMINER: Tran, Thien D.
FILED:	December 20, 2001	GROUP ART UNIT: 2665
DOCKET NO.	CM03852H	
TITLE:	METHOD AND APPARATUS FOR CDMA-DISPATCH SOFT HANDOFF	

TRANSMITTAL LETTER FOR BRIEF ON APPEAL

Mail Stop APPEAL BRIEF-PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SIR:

Enclosed please find three copies of an Appeal Brief filed on behalf of the applicant(s) in the matter of the above entitled application. This Brief is filed pursuant to 37 CFR § 1.191 and following the Final Rejection dated June 16, 2005.

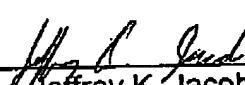
Please charge the fee (\$500.00) for filing the enclosed Brief to Deposit Account 502117.

Respectfully submitted,

## SEND CORRESPONDENCE TO:

Motorola, Inc.  
Law Department

Customer Number 22917

By:   
Jeffrey K. Jacobs  
Attorney of Record  
Reg. No.: 44,798  
Telephone: 847-576-552  
Fax No.: 847-576-3750

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I hereby certify that this correspondence is being transmitted via facsimile  
to the Assistant Commissioner for Patents at (571) 273-8300  
on February 17, 2006.

Jeff L. Jacobs 2/17/06  
Signature date

FEB. 17 2006

- PATENT -

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT:	Needham et al.	EXAMINER:	Tran, Thien D
SERIAL NO.:	10/027,488	GROUP:	2665
FILED:	12/20/2001	CASE NO.:	CM03852H
ENTITLED:	METHOD AND APPARATUS FOR CDMA-DISPATCH SOFT HANDOFF		

Motorola, Inc.  
Corporate Offices  
1303 E. Algonquin Road  
Schaumburg, IL 60196  
February 17, 2006

Mail Stop APPEAL BRIEF - PATENTS  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**APPEAL BRIEF**

Commissioner:

Pursuant to 37 C.F.R. §41.37, the appellants hereby respectfully submit the following Brief (in triplicate) in support of their appeal.

## **(1) Real Party in Interest**

The real party in interest is Motorola, Inc.

## (2) Related Appeals and Interferences

There are no related appeals or interferences known to appellant, the appellant's legal representative, or assignee that will directly affect, or be directly affected by or have a bearing on the Board's decision in the pending appeal.

### (3) Status of Claims

Claims 1-22 are pending and presently stand twice and finally rejected and constitute the subject matter of this appeal.

**(4) Status of Amendments**

No post-final amendments have been submitted.

**(5) Summary of Claimed Subject Matter**

Claim 1 provides a method for a base site to facilitate CDMA-dispatch soft handoff from one cell to another cell by transmitting the dispatch call via